



COUNTY OF LOS ANGELES

DEPARTMENT OF PUBLIC WORKS

"To Enrich Lives Through Effective and Caring Service"

900 SOUTH FREMONT AVENUE
ALHAMBRA, CALIFORNIA 91803-1331
Telephone: (626) 458-5100
<http://dpw.lacounty.gov>

GAIL FARBER, Director

ADDRESS ALL CORRESPONDENCE TO:
P.O. BOX 1460
ALHAMBRA, CALIFORNIA 91802-1460

March 01, 2011

ADOPTED

BOARD OF SUPERVISORS
COUNTY OF LOS ANGELES

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, California 90012

28 March 1, 2011

Sachi A. Hamai
SACHI A. HAMAI
EXECUTIVE OFFICER

Dear Supervisors:

**ASSIGNMENT OF CITY OF ARTESIA
FEDERAL SURFACE TRANSPORTATION PROGRAM-LOCAL FUNDS
IN EXCHANGE FOR COUNTY OF LOS ANGELES GASOLINE TAX FUNDS
CITY OF ARTESIA-COUNTY OF LOS ANGELES
COOPERATIVE AGREEMENT AND ASSIGNMENT
(SUPERVISORIAL DISTRICT 4)
(3 VOTES)**

SUBJECT

This action is to approve the cooperative agreement between the City of Artesia and the County of Los Angeles for the assignment of City of Artesia's Federal Surface Transportation Program-Local funds in exchange for an equal amount of County of Los Angeles gasoline tax funds.

IT IS RECOMMENDED THAT YOUR BOARD:

Approve and instruct the Mayor of the Board to sign the enclosed cooperative agreement and assignment between the City of Artesia and the County of Los Angeles providing for the City of Artesia to assign \$176,000 of its Federal Surface Transportation Program-Local funds in exchange for an equal amount of County of Los Angeles gasoline tax funds.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The purpose of the recommended action is for the Board to approve the enclosed cooperative agreement and assignment to effect the assignment of \$176,000 of the City of Artesia's (City) Federal Surface Transportation Program-Local (STP-L) funds in exchange for an equal amount of County of Los Angeles (County) gasoline tax funds.

The Los Angeles County Metropolitan Transportation Authority has established procedures that permit the transfer of Federal STP-L funds between public agencies. The approval of the enclosed agreement is required under these procedures.

This exchange of funds provides the City with less restrictive funds for the improvement of its local streets and is mutually beneficial to, and in the general interest of, the City and the County.

Implementation of Strategic Plan Goals

The Countywide Strategic Plan directs the provision of Community and Municipal Services (Goal 3). By providing the City with less restrictive funds for the improvement of its local streets the motoring public will benefit.

FISCAL IMPACT/FINANCING

There will be no impact to the County General Fund.

The Board's approval of the enclosed agreement will result in no direct fiscal impact to the County. The County's payment of gasoline tax funds to the City will be offset by the Federal STP-L funds received by the County for use on a qualifying County road construction project that would have otherwise been financed with gasoline tax funds.

The \$176,000 in County gasoline tax funds to be paid to the City is available in the Fourth Supervisorial District's Road Construction Program in the Fiscal Year 2010-11 Road Fund Budget.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

The enclosed agreement provides for the City to assign \$176,000 of the City's available Federal STP-L funds to the County and the County to pay to the City, following the execution of the agreement, \$176,000 in County gasoline tax funds.

Section 1803 of the California Streets and Highways code provides that the board of supervisors of any county may enter into contracts or agreements with the legislative body of any city for the purposes of more efficient construction or repair of streets and roads within the city. This proposal is also authorized and provided for by the provisions of Section 6500, et seq., of the Government Code.

The agreement has been approved by the City and approved as to form by County Counsel.

ENVIRONMENTAL DOCUMENTATION

In accordance with Section 15378(b)(4) of the California Environmental Quality Act (CEQA) Guidelines, the proposed action does not constitute a project and therefore is not subject to the requirements of CEQA. The approval of the Agreement is a fiscal activity that does not involve any commitment to any specific project, which may result in the potentially significant impact on the environment.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

The County will be processing Federal-aid eligible projects in the unincorporated areas to which the City's assignment of Federal STP-L funds can be obligated. The City intends to utilize the gasoline tax funds in accordance with Article XIX of the California State Constitution.

CONCLUSION

Enclosed are two originals of the agreement that have been executed by the City. Please return one fully executed original of the agreement along with one adopted copy of this letter to the County Department of Public Works, Programs Development Division, for further processing. The agreement marked COUNTY ORIGINAL is to be retained for your files.

Respectfully submitted,

A handwritten signature in cursive script that reads "Gail Farber".

GAIL FARBER
Director

GF:JTW:dg

Enclosures

c: Chief Executive Office (Rita Robinson)
County Counsel
Executive Office

AGREEMENT AND ASSIGNMENT

THIS AGREEMENT AND ASSIGNMENT, made and entered into by and between the CITY OF ARTESIA, a municipal corporation in the County of Los Angeles (hereinafter referred to as CITY), and the COUNTY OF LOS ANGELES, a political subdivision of the State of California (hereinafter referred to as COUNTY):

WITNESSETH

WHEREAS, CITY desires to assign One Hundred Seventy-six Thousand and 00/100 Dollars (\$176,000.00) of CITY Federal Surface Transportation Program Local (STP-L) funds in exchange for a like amount of COUNTY gasoline tax funds; and

WHEREAS, CITY proposes to expend the gasoline tax funds in accordance with Article XIX of the California State Constitution; and

WHEREAS, COUNTY is currently processing projects under the Federal STP-L funds to which CITY'S Federal STP-L funds can be readily obligated; and

WHEREAS, the Los Angeles County Metropolitan Transportation Authority has procedures in effect that permit the transfer of STP-L funds between public agencies; and

WHEREAS, such an assignment and exchange of funds is beneficial to and in the general interest of CITY and COUNTY.

NOW, THEREFORE, in consideration of the mutual benefits to be derived by CITY and COUNTY and of the promises herein contained, it is hereby agreed as follows:

(1) CITY AGREES:

- a. To assign to COUNTY a fixed sum of One Hundred Seventy-six Thousand and 00/100 Dollars (\$176,000.00) of CITY'S available Federal STP-L funds. Such assignment shall be effective upon full execution of this AGREEMENT AND ASSIGNMENT with no further action required by CITY.
- b. To accept COUNTY'S payment of One Hundred Seventy-six Thousand and 00/100 Dollars (\$176,000.00) in COUNTY gasoline tax funds and to expend these funds in accordance with Article XIX of the California State Constitution.

(2) COUNTY AGREES:

- a. To accept CITY'S assignment of One Hundred Seventy-six Thousand and 00/100 Dollars (\$176,000.00) in Federal STP-L funds, which will be obligated on future COUNTY-administered Federal-aid-eligible projects.

IN WITNESS WHEREOF, the parties hereto have caused this AGREEMENT to be executed by their respective officers, duly authorized by the CITY OF ARTESIA on December 14, 2010, and by the COUNTY OF LOS ANGELES on March 1, 2011.

COUNTY OF LOS ANGELES

By Mike Antonovich
Mayor, Los Angeles County

ATTEST:

SACHI A. HAMAI
Executive Officer of the
Board of Supervisors of the
County of Los Angeles

By Ch Tal
Deputy



I hereby certify that pursuant to
Section 25103 of the Government Code,
delivery of this document has been made.

SACHI A. HAMAI
Executive Officer
Clerk of the Board of Supervisors

By Ch Tal
Deputy

APPROVED AS TO FORM:

ANDREA SHERIDAN ORDIN
County Counsel

By Roxana Ordina
Deputy

CITY OF ARTESIA

By V. S. M.
Mayor

ATTEST:

By Gloria Considine
City Clerk

APPROVED AS TO FORM:

By Kevin L. Ennis
City Attorney

ADOPTED
BOARD OF SUPERVISORS
COUNTY OF LOS ANGELES

#28 MAR 1 2011

Sachi A. Hamai
SACHI A. HAMAI
EXECUTIVE OFFICER

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